



Docket No.: DAIRY88.011APC

JUL 21 2006

July 17, 2006

Page 1 of 1

Please Direct All Correspondence to Customer Number 20995

IFN 1761

### POWER OF ATTORNEY BY ASSIGNEE

Applicant : Bhaskar et al.  
App. No : 10/540,829  
Filed : February 21, 2006  
For : DAIRY PROTEIN PROCESS AND  
APPLICATIONS THEREOF  
Examiner : Unknown  
Art Unit : 1761

#### CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

July 17, 2006

(Date)

Andrew N. Merickel, Reg. No. 53,317

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Please find enclosed for filing in the above captioned patent application;

- Power of Attorney by Assignee in 2 pages
- Copy of Assignment in 1 page.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

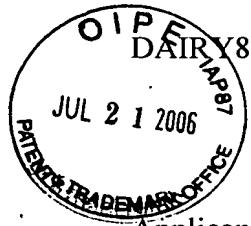
Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: July 17, 2006

By: ANM

Andrew N. Merickel  
Registration No. 53,317  
Attorney of Record  
Customer No. 20,995  
(415) 954-4114



DAIRY 88.011APC

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Bhaskar et al. )  
App. No. : )  
Filed : June 24, 2005 )  
For : DAIRY PROTEIN PROCESS )  
AND APPLICATIONS THEREOF )  
Examiner : Unknown )

**ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION**  
**AND**  
**REVOCATION AND POWER OF ATTORNEY**

United States Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). A true copy of the original Assignment of the above-captioned application from the inventor(s) to the Assignee is attached hereto. This Assignment represents the entire chain of title of this invention from the Inventor(s) to the Assignee.

I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 2040 Main Street, Fourteenth Floor, Irvine, California 92614, Telephone (949) 760-0404,

**App. No.** :  
**Filed** : June 24, 2005

Customer No. 20,995, as its attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Please use **Customer No. 20,995** for all communications.

Signed for and on behalf of **FONTERA CO-OPERATIVE GROUP LIMITED**

Signature:



Name:

ROBERT M MAJOR

(Please sign include both a printed name and signature)

Date:

5th April 2006

Witness Signature:



Name:

Catharine B Craw

Address:

Fonterra Innovation, Palmerston North, NZ

Occupation:

Intellectual Property Administrator

**COPY**  
**Do Not Record**

Application No.: 10/540,829  
Filing Date: June 24, 2005

PATENT

Client Code: DAIRY88.011APC  
Page 1

**ASSIGNMENT**

WHEREAS, We, Ganugapati Vijaya Bhaskar, a New Zealand citizen of 115 Pacific Drive, Palmerston North, New Zealand; Palatasa Havea, a Tongan citizen of 20B Wood Street, Palmerston North, New Zealand; and Peter Elston, a New Zealand citizen of 29 Hanmer Place, Palmerston North, New Zealand, have invented certain new and useful improvements in DAIRY PROTEIN PROCESS AND APPLICATIONS THEREOF for which we have filed an application for Letters Patent in the United States, Application No. 10/540,829 filed June 24, 2005.

AND WHEREAS, FONTERA CO-OPERATIVE GROUP LIMITED (hereinafter "ASSIGNEE"), a New Zealand company, with its principal place of business at 9 Princes Street, Auckland, New Zealand, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all provisional applications relating thereto, and all divisions, renewals and continuations thereof; and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and we hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

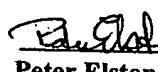
IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 17 day of October, 2005

  
Ganugapati Vijaya Bhaskar

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 01 day of August, 2005

  
Palatasa Havea

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 19 day of August, 2005

  
Peter Elston